Single Bench (4)

P.R. No. 4301/06
Presented by Shri R.S. Pakil
dated 21/8/06

(2)

CF. 1007

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO... 4234 2006

PETITIONER H.S. Sakarwar S/o Late Jaipal Singh Sakarwar, aged about 59 years, Head Master, Govt. Middle School, Sawnkar, Block Akaltara, District-Janjgeer-Champa (C.G).

VERSUS

RESPONDENTS

1. State of Chhattisgarh Through Secretary Education Department D.K.S. Bhavan Raipur (C.G.)
2. The Collector Janjgeer-Champa Dist. Janjgeer Champa (C.G.)
3. District Education Officer Janjgeer Dist. Janjgeer-Champa (C.G.)
4. Block Education Officer, Akaltara and Dist Janjgeer-Champa (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE COUNSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF CEERTIORARI, MANDAMUS, PROHIBITION AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS, ORDER OR ORDERES:

(28)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ...WP 4234/06... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	17.8.2006 Shri R.S. Patel, Advocate for the petitioner. Smt. Anju Ahuja, Dy. Govt. Advocate for the State on advance copy. Heard. By this petition, the petitioner, who is working as Head Master in Govt. Middle School, Sawnkar, Block Akaltara, District Janjgir-Champa, has challenged his transfer order dated 7.7.2006 (Annexure P-1) whereby he has been transferred to Govt. Middle School, Ghutiya, Block Nawagarh, District Janjgir-Champa. The main ground of challenge is that the petitioner has been transferred during the ban period, which is against the transfer policy framed by the State for the year 2006-07. Another ground is that the petitioner is going to retire within a period of three years and at the fag end of his career, he has been transferred against the transfer policy of State, which envisages that if retirement of any employee is due, then he should not be subjected to transfer. In the circumstances, learned counsel for the petitioner submits that the petitioner may be allowed to make a detailed representation to respondent No.2 and in turn, respondent No.2 be directed to decide the same in accordance with law, to which learned Dy. Govt. Adv. for the State has no objection. Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, without expressing any opinion on the merit of the case, the petitioner is allowed to make a detailed representation to respondent No.2 raising all his grievances within 10 days from today along with copy of this petition and in turn, respondent No.2 to decide the representation of the petitioner within a period of 30 days from the date of its receipt in accordance with law after considering all the grievances raised by the petitioner. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P. No.3288/06 also stands disposed of. **Sd/-** **L.C. Bhadoo** **Judge**	

22.8.06